IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.89 OF 2006
IN
SUIT NO.2139 OF 1982

Navinchandra N. Majithia .. Plaintiff.
V/s.
Mukta Mura Rabari & Ors. .. Defendants.

None for the plaintiff.

Mr.V.N. Bodke i/by Chitnis Caithy & Co. for the defendants.

CORAM : J.P. DEVADHAR, J.

DATED : 17TH AUGUST, 2006.

P.C. :

1. This notice of motion is taken out by the defendant Nos.2,6 and 7 for setting aside an order dated October 9, 2003 and placing the matter for exparte decree.

2. The learned advocate for the defendants point out that by an order dated January 27, 2006, this Court has recalled the order dated October 9, 2003.

3. For the reasons stated in the said order dated January 27, 2006, the notice of motion is made absolute in terms of prayer clause (a) and (b).

4. The notice of motion stands disposed of.

(J.P. DEVADHAR, J.)